

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
AGENDA**

Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia
October 19, 2006
9:00 A.M.

I. CALL TO ORDER

Chairman Gooch

II. INVOCATION

III. APPROVAL OF AGENDA

IV. ISSUE LICENSE

- Lumpkin County Alcoholic Beverage License
 - o Jackie Amos Newton
 - MR2 Wings, LLC d/b/a/ Roosters Café

V. APPROVAL OF MINUTES

- September 21, 2006 Regular Meeting 9:00 a.m.
- September 25, 2006 Special Called Meeting 1:30 p.m.
- October 02, 2006 Joint Meeting Dahlonega City Council 4:30 p.m.
- October 05, 2006 Public Hearing 8:30 a.m.
- October 05, 2006 Public Hearing 8:45 a.m.
- October 05, 2006 Work Session 9:00 a.m.

VI. REPORTS

- Department reports are on file in the Board of Commissioners Office
- Elected Officials

VII. RESOLUTIONS

- 2006-57 Road Acceptance Laurel Forest Subdivision
- 2006-58 Road Acceptance Mount Olive Church Road Adjacent to Mount Olive Meadows
- 2006-59 Road Acceptance Parks Ridge Subdivision
- 2006-60 Road Acceptance Walker Hills Subdivision
- 2006-63 Lumpkin County Board of Health Environmental Fees

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VIII. CONTRACTS

- North Georgia College & State University – Tennis Court Lease
- Mark Robinson Hauling, LLC – Transfer Station Contract
- Tel Control, Inc.
- DECA Contract
- CJCC – 2006 Victims of Crime Act Assistance Grant Program
- CJCC – Purchase of Services for Juvenile Offenders Program Grant
- American Tower – Request for letter as part of loan process
- Firehouse Software Support Contract Renewal
- Sheriff McClure – Law Enforcement Contract Between City of Dahlonega & Lumpkin County

IX. OTHER ITEMS

- Georgia Forestry Commission – Annual Report
- Dale Copeland – Letter of Support
- Road Abandonment Request – Barrett Circle
- Development Authority – Tax Incentive and Memorandum of Understanding for Timken

X. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONERS
- COUNTY ATTORNEY
- PUBLIC

XI. ANNOUNCEMENTS

Future Meetings:

Work Session – City Hall
Board Meeting – City Hall
Work Session – City Hall
Board Meeting – City Hall

Nov. 02, 2006 at 9:00 a.m.
Nov. 16, 2006 at 6:00 p.m.
Dec. 07, 2006 at 9:00 a.m.
Dec. 21, 2006 at 9:00 a.m.

XII. ADJOURN

Chairman Gooch

MINUTES OF THE REGULAR MONTHLY MEETING OF THE LUMPKIN COUNTY BOARD OF COMMISSIONERS

October 19, 2006

CALL TO ORDER

Chairman Gooch called the meeting to order at 9:03 a.m. Stephen Gooch, John Raber, Deborah Hutcheson, Clarence Stowers and Marvin Martin were present.

INVOCATION

Commissioner Raber gave the invocation and led the Pledge of Allegiance.

APPROVAL OF AGENDA

Motion: Commissioner Stowers made a motion to amend the agenda to include the Wimpy Airport Study and to delete the Sheriff's contract with the City of Dahlonega. The motion was seconded by Marvin Martin and approved by all district commissioners.

ISSUE LICENSE

Lumpkin County Alcoholic Beverage License - Jackie Amos Newton - MR2 Wings, LLC d/b/a/ Roosters Café
Chairman Gooch announced that a public hearing was held prior to this meeting concerning the issuance of a Beer & Wine Alcoholic Beverage License to Jackie Amos Newton for MR2 Wings, LLC, d/b/a/ Roosters Cafe. Chairman Gooch stated that there were no objections voiced at the public hearing and that all requirements have been met by this applicant.

Motion: Commissioner Stowers moved to approve this license, which was seconded by John Raber. Commissioners Raber, Hutcheson, Stowers and Martin approved. Motion carried.

APPROVAL OF MINUTES

September 21, 2006 Regular Meeting 9:00 a.m.

September 25, 2006 Special Called Meeting 1:30 p.m.

October 02, 2006 Joint Meeting Dahlonega City Council 4:30 p.m.

October 05, 2006 Public Hearing 8:30 a.m.

October 05, 2006 Public Hearing 8:45 a.m.

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Motion: Commissioner Hutcheson made a motion to approve these minutes as a consent agenda. Marvin Martin seconded the motion, which was approved by all district commissioners. Motion carried.

REPORTS

Department reports are on file in the Board of Commissioners Office

Elected Officials – There were no reports from elected officials.

RESOLUTIONS

2006-57 Road Acceptance Laurel Forest Subdivision

Chairman Gooch read a resolution to adopt 889 ft. of Lake Laurel Trail, 634 ft. of Lake Laurel Court, and 863 ft. of Village Meadows Lane of the Laurel Forest Subdivision into the County Road system.

Motion: Commissioner Hutcheson moved to approve this resolution. Clarence Stowers seconded the motion. Commissioners Raber, Hutcheson, Stowers and Martin approved. Motion carried.

2006-58 Additional Right of Way on Mount Olive Church Road Adjacent to Mount Olive Meadows

Chairman Gooch read a resolution to adopt a strip of real property, being 5 feet in width, lying between the existing right of way of Mount Olive Church Road and Mount Olive Meadows subdivision into the County Road system as existing right of way.

Motion: Commissioner Stowers moved to accept this road. Marvin Martin seconded and all district commissioners approved. Motion carried.

2006-59 Road Acceptance Parks Ridge Subdivision

Chairman Gooch read a resolution to adopt 3,258 ft. of Dean's Drive, 1,404 ft. of Paschal Court, 546 ft. of Amy Trammell Court, and 230 ft. of Nuckolls Lane of the Parks Ridge Subdivision into the County Road system.

Motion: Commissioner Hutcheson made a motion to accept this resolution, which was seconded by John Raber. Commissioners Raber, Hutcheson, Stowers and Martin approved. Motion carried.

2006-60 Road Acceptance Walker Hills Subdivision

Chairman Gooch read a resolution to adopt 933 ft. of Walkabout Way of the Walker Hills Subdivision into the County Road system.

Motion: Commissioner Raber moved to approve this resolution. Deborah Hutcheson seconded the motion. John Raber, Deborah Hutcheson, Clarence Stowers and Marvin Martin voted to approve. Motion carried.

2006-63 Lumpkin County Board of Health Environmental Fees

Chairman Gooch read this resolution to approve the proposed Lumpkin County Board of Health Environmental Fees.

Motion: Commissioner Raber made a motion to approve this resolution, which was seconded by Marvin Martin. Commissioners Raber and Martin voted to approve. Commissioners Stowers and Hutcheson voted against the resolution. Chairman Gooch abstained. Motion failed.

Motion: Commissioner Raber moved that Commissioner Stowers recuse himself. Motion failed for lack of a second.

Motion: Commissioner Raber made a motion to approve the proposed fees, which was seconded by Marvin Martin. District Commissioners Martin and Raber voted to approve. Commissioner Hutcheson was opposed. Commissioner Stowers recused himself. Motion carried.

CONTRACTS

North Georgia College & State University – Tennis Court Lease

The college will develop property at Yahoola Creek Park for tennis courts. There was discussion concerning the number of fields included in the lease.

Motion: Commissioner Raber made a motion to approve the lease. Marvin Martin seconded and all district commissioners voted to approve. Motion carried.

Mark Robinson Hauling, LLC – Transfer Station Contract

This is a contract for the operation and management of the solid waste transfer station on Barlow Road.

Motion: Commissioner Stowers moved to approve the contract which was seconded by Marvin Martin. John Raber, Deborah Hutcheson, Clarence Stowers and Marvin Martin voted to approve. Motion carried.

***Motion:** Commissioner Hutcheson made a motion to handle the remaining contracts as a consent agenda. Clarence Stowers seconded this. Commissioner Hutcheson then amended her motion to handle all remaining contracts except DECA as a consent agenda.*

***Motion:** Commissioner Hutcheson moved to approve all the contracts in the consent agenda. This was seconded by John Raber and approved by all district commissioners. Motion carried.*

Tel Control, Inc.

CJCC – 2006 Victims of Crime Act Assistance Grant Program

CJCC – Purchase of Services for Juvenile Offenders Program Grant

American Tower – Request for letter as part of loan process

Firehouse Software Support Contract Renewal

DECA Contract

This is the maintenance agreement for the 911 recording equipment. The Emergency Management Director thinks that we should renew the contract. The County Manager wants to take a gamble and not renew because he said we should be planning for new system. This contract is one third the cost of a new system.

***Motion:** Commissioner Raber made a motion to approve renewal of the maintenance contract. The motion died for lack of a second.*

OTHER ITEMS

Georgia Forestry Commission – Annual Report

Kris Butler of the Forestry Service presented. Mr. Butler commented upon the sixty-two fires suppressed in Lumpkin County last year. He also spoke about the increase in smoke management issues due to the increasing population in Lumpkin County. The Forestry Service is issuing suppression charges to those without burn permits, which helps to defray costs when the Service responds to the smoke complaint. The new burn permit number is 1-877-OK-2-BURN (1-877-652-2876). They are encouraging web permits at www.gatrees.org.

Dale Copeland – Letter of Support

Mr. Copeland wants a 40-ft easement for a road and utilities because he is landlocked by reservoir property. This letter of support is to the City and will state the County's position on Mr. Copeland's request.

***Motion:** Commissioner Stowers moved to approve a letter of support, which was seconded by Marvin Martin. All district commissioners concurred. Motion carried.*

Road Abandonment Request – Barrett Circle

***Motion:** Commissioner Stowers made a motion to proceed with the abandonment process. Deborah Hutcheson seconded the motion. Commissioners Hutcheson, Stowers and Martin voted to approve the motion. Commissioner Raber voted no. Motion carried.*

Development Authority – Tax Incentive and Memorandum of Understanding for Timken

Acknowledgement that the Development Authority has fulfilled their obligation regarding incentives and approval to sign the Memorandum of Agreement with Timken is needed to proceed.

***Motion:** Commissioner Stowers moved to approve which John Raber seconded. Commissioner Martin recused himself from the vote. Deborah Hutcheson, John Raber and Clarence Stowers voted to approve the motion. Motion carried.*

Wimpy Airport Report - Commissioner Stowers

Commissioner Stowers said there is space for a maximum of four more hangars if they are built similarly to what is currently there. His recommendation is to raise the tie-down fee so that it is comparable to that in adjoining counties, leaving the decision about the actual increase amount to the board. He also recommends that the pending applications be approved.

***Motion:** Commissioner Stowers made a motion to approve the pending hangar applications as long as they meet all criteria in the County's current lease. Deborah Hutcheson seconded the motion. Commissioner Raber recused himself as he is one of the two applicants. Commissioners Hutcheson, Stowers and Martin approved the motion. Motion carried.*

***Motion:** Commissioner Hutcheson moved to increase the monthly tie-down fee to \$25.00, which was seconded by Marvin Martin. Commissioners Hutcheson, Stowers and Martin voted to approve while Commissioner Raber was opposed because he wants a \$35.00 monthly fee. Motion carried.*

Commissioner Raber expressed his concern that one tie-down is currently leased to an out of county resident and that there is a business being run from one hangar. He pointed out that these are infractions of the airport policy. The County Manager will bring this to the attention of the Airport Committee so it can be addressed at next week's yearly meeting of the Airport Committee. Commissioner Stowers plans to attend the meeting.

COUNTY MANAGER

Union County Commissioner Lamar Parish organized an October 24, 2006 meeting at NGCSU regarding stream buffers. He wants to form a coalition to approach EPD and the State. The meeting begins at 11:30 a.m. Chairman Gooch and Commissioner Hutcheson will attend.

The Development Authority Director, Planning Director and County Manager are working with the Fanning Institute regarding the County's Land Use Regulations. They will mainly look at the current and potential commercial corridors but also will address difficulties in the current subdivision regulations regarding commercial properties. The Development Authority contributed \$25,000.00 for this study. Fanning is the same group that helped the City. Commissioners Hutcheson and Stowers will participate.

CHAIRMAN

Board members have been speaking at civic group meetings to educate the public regarding SPLOST.

The Chairman said we need to go forward with a Planning Department tax district but said he thinks we should wait until after the November election, due to time constraints. He said that we need to tell the City that we are moving forward on their request for a City Tax District but we will be looking at all areas. For example, the City has been collecting fees from the U.S. Army for fire protection at Porter Village but has not been turning this over to the County. The City does not provide fire protection.

COMMISSIONERS

Commissioner Raber is sponsoring a dinner at Pizza Hut for City and County Employees.

COUNTY ATTORNEY

No comments.

PUBLIC

Citizen Martha Dale wants the County to consider taking over Summer Glen Road, which is off John Garner. She stated that two property owners on this road are extremely opposed to having this road become a County road. However, she wants this to be accepted into the County road system. The County Attorney pointed out that a general estimate of cost is needed and that Public Works needs to go out and mark with orange paint so that people on the road can see exactly how much property is affected by the right-of-way requirement.

Charles Lemley spoke about silt coming off of Burnt Stand Road after it had been paved. Mr. Lemley also spoke on behalf of the board and other county officials.

Chairman Gooch wants a letter from Representative Charlie Norwood letter to be discussed at the upcoming work session.

ADJOURN

Chairman Gooch called for a motion to adjourn the meeting at 10:54 a.m.

Motion: Commissioner Raber made a motion to adjourn. Marvin Martin seconded the motion and all district commissioners approved. Motion carried.

11/16/2006
Date

Stephen W. Gooch
Stephen W. Gooch, Chairman
Lumpkin County Board of Commissioners

Attest:

Ruth A. Bohac
Ruth A. Bohac
Clerk, Lumpkin County